

Hon. Thomas S. Zilly

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

MARY ROSE DIEFENDERFER,

Plaintiff,

v.

RAY LaHOOD, SECRETARY OF U.S.
DEPARTMENT OF TRANSPORTATION,

Defendant.

NO. C08-0958-TSZ

STIPULATION AND ORDER AMENDING
JUDGMENT

STIPULATION

On January 31, 2011, the jury in the above-referenced action issued a verdict awarding Plaintiff Mary Rose Diefenderfer \$325,000.00 in damages for four of her claims of retaliation brought under Title VII of the Civil Rights Act of 1964. Dkt. No. 147. On February 10, 2011, the Court issued a judgment consistent with the jury's verdict. Dkt. No. 151. However, because Title VII contains a statutory cap on damages in the amount of \$300,000.00, 42 U.S.C. § 1981a(b)(3)(D), the parties to the above-referenced action, by and through their undersigned counsel of record, hereby STIPULATE, AGREE, and JOINTLY REQUEST

1 the Court to issue an Order amending the Judgment to reduce Plaintiff's damages to the
2 statutory cap of \$300,000.00.

3 Stipulated to and presented by this 17th day of February, 2011.
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6 LAW OFFICES OF
JUDITH A. LONNQUIST, P.S.
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8 /s/ Judith A. Lonnquist

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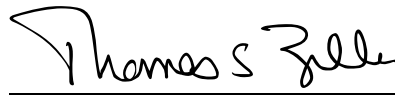
21 /s/ Marion J. Mittet

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25
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ORDER

The parties having stipulated and agreed, it is hereby SO ORDERED. The award of damages in the Court's Judgment issued on February 10, 2011 (Dkt. No. 151) is hereby reduced to \$300,000.00.

DATED this 1st day of March, 2011.

A handwritten signature in black ink, reading "Thomas S. Zilly". The signature is written in a cursive style with a horizontal line underneath the name.

Thomas S. Zilly
United States District Judge